

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
Kai DESINGER et al.  
Serial No.: 10/564,322  
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Confirmation No. 8850  
Date: January 22, 2010  
Group Art Unit: 3739  
Examiner: Amanda L. Scott

For: SURGICAL PROBE

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SUBMISSION

Sir:

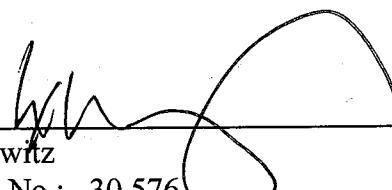
Filed herewith is a reference together with a form listing the same for the convenience of the Examiner. With respect to a statement of the relevance of WO 02/098312, please note that it was cited in a Japanese Office Action mailed October 29, 2009.

I certify that each item of information contained in this Submission was cited in a communication from a foreign Patent Office in a corresponding foreign application and, to the best of applicant's knowledge, was not received by any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this Submission.

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Respectfully submitted,

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